

SENTENCING:

Plts. Attorney: Jeb TerrickDefts. Attorney: Rickard Smith - ShonkayCASE CAPTION: USA v. Michelle MargottiCASE NUMBER: 1:02-cr-1003DATE/TIME: 2/01/07

Defendant appeared with Counsel.

Disposition DELAYED ____ days; ____ months.

Defendant remanded to the custody of the Attorney General/Bureau of Prisons of the United States for: 1 day ^{1 year/months} on Count 1: credit for 1 days booked in USM(10-1/2 yrs
+ 4 yrs
+ 40s)Fined \$ 0 on Counts 1, 4, 10, 11 ^{consecutive/concurrent} \$ 300 total Special Assessment/Victims Crime FundRestitution in the amount of \$ ordered per paragraph 94 of the PSI report____ years/months on Count 8: 10th & 11th offense w/Officer Margotticonsecutive/concurrent AKA DuncanFined \$ 0 on Count 8. \$ 0 Special Assessment/Victims Crime FundRestitution in the amount of \$ 0.

RECOMMENDATIONS TO BOP:

 That the defendant be given credit for all allowable presentence jail-time served. 1 day when arrested + processed~~That the defendant be incarcerated as close to his home in the Dayton, Ohio area as possible consistent with his security status.~~~~That the defendant be made eligible for and enrolled in the 500 hour drug treatment program.~~

Fine, Special Assessment and/or restitution to be paid immediately.

5 Years Supervised Release

Execution of sentence suspended. (in terms of months/years)

Defendant placed on probation for a period not to exceed ____ years

Conditions of Probation/Delayed Disposition.

Follow the rules and regulations of the Probation Department

Restitution and Special Assessment to be paid

100 hours of community service with an agency and on a schedule agreed upon by the Deft & the Probation Department over the first two yrs of SR/Probation 1/2 Defendant must report to supervising agency within 72 hours of release from institution this afternoon. Defendant must not commit any crimes, either federal, state or local. Defendant must not own, possess, use, or traffic in any firearm or dangerous weapon. Defendant must not possess, use, or traffic in any controlled substance. Defendant must make himself available for substance abuse testing and/or treatment throughout the period of supervision by supervising agency. Secure GED - each hr. in abs; c/s will be reduced by 1/21. Defendant must seek and maintain employment throughout the period of supervisionOTHER: ✓ Coop in collection of DNA Receive mental health assessment & counseling (particularly w/depression)
until counselor advises: no involvement w/M. Margotti

Voluntary surrender

PSI report has been reviewed

Remanded Taken into custody

201p to Revised PSI report - A u. address was not visibleDept recs a downward variance 3553 factors Defendant's rights of appeal explained and understoodCourt argument support ref Doc. #112COURT REPORTER: FUTRELL

CONVENED:

2:07downward departure: Court response: 100% off

RECESSSED:

3:28

RECESSSED:

3:28

DEPUTY CLERK: KARLA EVANS

RECESSSED:

3:28

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AO 245 S (Rev. 3/95) Sheet 5, Part B - Criminal Monetary Penalties

CASE NUMBER: CR 1-02-100-(02)
DEFENDANT: MICHELLE LEE MANGOTTI

<u>Name of Payee</u>	<u>** Total Amount of Loss</u>	<u>Amount of Restitution Ordered</u>	<u>Priority Order or % of Pymnt</u>
Citi-Group Financial	\$1,978.65	\$1,978.65	
Capitol One	\$277.93	\$277.93	
First Premier Bank	\$148.69	\$148.69	
Macy's (Federated) Department Stores	\$1,665.21	\$1,665.21	
JC Penney (Monogram Bank)	\$280.00	\$280.00	
Internal Revenue Service	\$34,270.60	\$34,270.60	
<u>TOTALS:</u>	<u>\$ 38,620.99</u>	<u>\$ 38,602.99</u>	

Jointly &
severally
w/bruan Mangott
AKA John Durca